

## § 979.11

### § 979.11 Grade, size, and maturity.

*Grade, size, and maturity* mean, respectively, any of the officially established grade, size, or maturity definitions as set forth in the U.S. Standards for Grades of Cantaloupes (§§ 2851.475 through 2851.494(c) of this title) or U.S. Standards for Grades of Honey Dew and Honey Ball Type Melons (§§ 2851.3740–2851.3749 of this title), including amendments, modifications, or variations thereof, or, such other grades, sizes, and maturities as may be recommended by the committee and approved by the Secretary.

### § 979.12 Grading.

*Grading* is synonymous with *preparing melons for commercial market* and means sorting or separation of melons into grades, sizes, maturities, or packs or any combination thereof, for handling.

### § 979.13 Pack.

*Pack* means a quantity of melons specified by grade, size, weight, or count, or by type or conditions of container, or any combination of these recommended by the committee and approved by the Secretary.

### § 979.14 Container.

*Container* means any carton, crate, box, bag, hamper, pallet bin, package, basket, bulk load, or any other type of receptacle used in handling melons.

### § 979.15 Varieties.

*Varieties* means and includes all classifications, subdivisions, or types or melons according to those definitive characteristics now and hereinafter recognized by the U.S. Department of Agriculture or recommended by the committee, and approved by the Secretary.

### § 979.16 Export.

*Export* means shipment of melons to any destination which is not within the 48 contiguous States, or the District of Columbia, of the United States.

### § 979.17 District.

*District* means each of the geographic divisions of the production area ini-

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tially established pursuant to § 979.24 or as reestablished pursuant to § 979.25.

### § 979.18 Part and subpart.

*Part* means the Order Regulating the handling of Melons Grown in South Texas and all rules and regulations and supplementary orders issued thereunder. The aforesaid Order Regulating the Handling of Melons Grown in South Texas shall be a *subpart* of such *part*.

## COMMITTEE

### § 979.22 Establishment and membership.

(a) There is hereby established a South Texas Melon Committee, consisting of ten (10) members, to administer the terms and provisions of this part. Six members shall be growers, three members shall be handlers, and one shall be a public member. Each shall have an alternate who shall have the same qualifications as the member.

(b) Each member, other than the public member, shall be an individual who is, prior to his selection and during his term of office (1) a resident of the production area, and (2) a grower or handler, or an officer or employee of a grower or handler, or of growers' cooperative marketing organization.

(c) Five members shall be growers from District No. 1 and one member shall be a grower from District No. 2. No person, if he handles melons, shall be eligible for selection as a grower member on the committee unless all of the melons handled by him during the fiscal period immediately preceding his proposed selection to the committee were his own production or unless such person is an officer or employee of a growers' cooperative marketing association. Three members shall be handlers from District No. 1.

(d) The public member and alternate shall be a resident of the production area and be neither a grower nor a handler and shall have no direct financial interest in the commercial production, financing, buying, packing or marketing of melons, except as a consumer, nor shall such person be a director, officer or employee of any firm so engaged.